

The Georgia State Board of Physical Therapy met on **October 19, 2004** at the Professional Licensing Boards Division, 237 Coliseum Drive in Macon, Georgia for the purpose of conducting business.

Members Present:

- Sandra Eskew Capps, P.T., President
- Charlene D. Portee, P.T., Vice President
- Brad Freemyer, P.T.—left at 1:30 p.m.
- Morris Friedman, Consumer Member
- Lola Rosenbaum, P.T.
- Patricia H. Willis, P.T.—arrived at 9:35 a.m.

Others Present:

- Anita O. Martin, Executive Director
- Lea F. Williams, Applications Specialist/Board Secretary

President Eskew Capps established that a quorum was present, and called the Public Hearing to order at 9:15 A.M. No comments were received regarding the proposed rule amendments. The Public Hearing was adjourned at 10:00 A.M. and the Board meeting was called to order in **OPEN SESSION**.

Chapter 490-2-.02: Licensure: Examination. Amended.: Ms. Willis motioned, Mr. Freemyer seconded, and the Board voted to **adopt** the proposed amendments to the rule as posted. (Attachment #1)

Chapter 490-2-.03: Board Action Upon Application for Registration. Amended.: Ms. Willis motioned, Mr. Freemyer seconded, and the Board voted to **re-post** the rule as amended. (Attachment #2)

Chapter 490-2-.04: Training Permits: Mr. Freemyer motioned, Ms. Willis seconded, and the Board voted to **re-post** the rule as amended. (Attachment #3)

Chapter 490-2-.08: Practical and Oral Examinations. Amended.: Mr. Freemyer motioned, Ms. Willis seconded, and the Board voted to **re-post** the rule as amended. (Attachment #4)

The Board voted that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Physical Therapy.

August 17, 2004 Minutes: Mr. Friedman made a motion to **approve** the minutes as amended. The motion was seconded by Ms. Willis and approved by the Board.

Roster of New Licensees: Ms. Portee made a motion to **approve** the roster of 56 newly licensed PT's, and the 22 newly licensed PTA's, issued August 10 through October 11, 2004. The motion was seconded by Mr. Freemyer and approved by the Board.

| <i>License #</i> | <i>Name</i> | <i>License Type</i> | <i>Issue Date</i> |
|-----------------------------|----------------------------|----------------------------|--------------------------|
| PT008139 | Price, Kendra Ann | Physical Therapist | 8/12/2004 0:00 |
| PT008140 | Anachebe, Eucharia Nkechi | Physical Therapist | 8/13/2004 0:00 |
| PT008141 | Rambarran, Sandra | Physical Therapist | 8/16/2004 0:00 |
| PT008142 | Burton, Erin J | Physical Therapist | 8/16/2004 0:00 |
| PT008143 | Hatfield, Steven Ray | Physical Therapist | 8/16/2004 0:00 |
| PT008144 | Cohen, Laura J. | Physical Therapist | 8/16/2004 0:00 |
| PT008145 | Thompson, Thaddeus | Physical Therapist | 8/17/2004 0:00 |
| PT008146 | Karas, Jaime Ann | Physical Therapist | 8/17/2004 0:00 |
| PT008147 | McMillen, Jessica Leigh | Physical Therapist | 8/18/2004 0:00 |
| PT008148 | Moll, Dawne E. | Physical Therapist | 8/18/2004 0:00 |
| PT008149 | Sanders, Kimberly Joy | Physical Therapist | 8/19/2004 0:00 |
| PT008150 | Spradley, Stephanie Amanda | Physical Therapist | 8/20/2004 0:00 |
| PT008151 | DeMartino, Vincent M. | Physical Therapist | 8/24/2004 0:00 |
| PT008152 | Bloom, Melissa Shea | Physical Therapist | 8/25/2004 0:00 |
| PT008153 | Scott, Byron Keith | Physical Therapist | 8/26/2004 0:00 |
| PT008154 | Atkinson, Rose-Mary Howe | Physical Therapist | 8/26/2004 0:00 |
| PT008155 | Kaminski, Ashley Elizabeth | Physical Therapist | 8/27/2004 0:00 |
| PT008156 | Coros, Wilma Armea | Physical Therapist | 8/30/2004 0:00 |
| PT008157 | Snyder, Corey M. | Physical Therapist | 8/30/2004 0:00 |
| PT008158 | Chacko, Anita George | Physical Therapist | 8/30/2004 0:00 |
| PT008159 | Lenker, Leanne | Physical Therapist | 8/30/2004 0:00 |
| PT008160 | Lunn, Laurie A. | Physical Therapist | 8/30/2004 0:00 |
| PT008161 | Armstrong, Benjamin | Physical Therapist | 8/31/2004 0:00 |
| PT008162 | Forcinito, Gina Ann | Physical Therapist | 9/2/2004 0:00 |
| PT008163 | Wolfe, Jennifer Michelle | Physical Therapist | 9/3/2004 0:00 |
| PT008164 | Ball, Karla Ann | Physical Therapist | 9/8/2004 0:00 |
| PT008165 | Lee, Allison Conner | Physical Therapist | 9/8/2004 0:00 |
| PT008166 | Litt, Barbara Louise | Physical Therapist | 9/8/2004 0:00 |
| PT008167 | Beter, Erica Beth | Physical Therapist | 9/8/2004 0:00 |
| PT008168 | Koutsantonis, Savas | Physical Therapist | 9/8/2004 0:00 |
| PT008169 | Duvall, Mary Elizabeth | Physical Therapist | 9/9/2004 0:00 |
| PT008170 | Peters, Courtney Elizabeth | Physical Therapist | 9/10/2004 0:00 |
| PT008171 | Chatani, Sumi Murli | Physical Therapist | 9/10/2004 0:00 |
| PT008172 | Stultz, Laura Ann | Physical Therapist | 9/10/2004 0:00 |
| PT008173 | Brickman, Heather Lee | Physical Therapist | 9/10/2004 0:00 |
| PT008174 | White, Robert L. | Physical Therapist | 9/13/2004 0:00 |
| PT008175 | Noel, Erica Renee | Physical Therapist | 9/13/2004 0:00 |
| PT008176 | Turner, Anna Christine | Physical Therapist | 9/13/2004 0:00 |

| | | | |
|----------|--------------------------------|--------------------|----------------|
| PT008177 | Voigt, Cara Mia Jane | Physical Therapist | 9/14/2004 0:00 |
| PT008178 | Kinghorn, Natalie Dee | Physical Therapist | 9/14/2004 0:00 |
| PT008179 | Mlilo, Mahlayana Primrose | Physical Therapist | 9/14/2004 0:00 |
| PT008180 | Giometti, Elizabeth Marie | Physical Therapist | 9/14/2004 0:00 |
| PT008181 | Meppen, Scott David | Physical Therapist | 9/14/2004 0:00 |
| PT008182 | Johnson, Tammy Wynette | Physical Therapist | 9/14/2004 0:00 |
| PT008183 | Sullivan, Phillippi-Anquain C. | Physical Therapist | 9/15/2004 0:00 |
| PT008184 | Webb, Ryan Patterson | Physical Therapist | 9/16/2004 0:00 |
| PT008185 | Walters, Thomas Daniel, Jr. | Physical Therapist | 9/16/2004 0:00 |
| PT008186 | Bredy, Yonel Junior | Physical Therapist | 9/21/2004 0:00 |
| PT008187 | Shuping, Lee Thomas | Physical Therapist | 9/22/2004 0:00 |
| PT008188 | May, Corey Alexander | Physical Therapist | 9/22/2004 0:00 |
| PT008189 | Johnson, Meredith Ann | Physical Therapist | 9/22/2004 0:00 |
| PT008190 | Johnson, Carol Ann | Physical Therapist | 9/27/2004 0:00 |
| PT008191 | Bodalia, Niketa M. | Physical Therapist | 9/29/2004 0:00 |
| PT008192 | Sims, Valerie Vernice | Physical Therapist | 10/6/2004 0:00 |
| PT008193 | Smith, Nicole Ann | Physical Therapist | 10/7/2004 0:00 |
| PT008194 | Thakkar, Sheetal Abhay | Physical Therapist | 10/8/2004 0:00 |

| <i>License #</i> | <i>Name</i> | <i>License Type</i> | <i>Issue Date</i> |
|-------------------------|------------------------------|------------------------------|--------------------------|
| PTA002081 | Holt, Alicia Anne | Physical Therapist Assistant | 8/11/2004 |
| PTA002082 | Price, Amy Renea | Physical Therapist Assistant | 8/12/2004 |
| PTA002083 | Martin, Alesia Kate | Physical Therapist Assistant | 8/17/2004 |
| PTA002084 | Atkinson, Lisa Jeanine | Physical Therapist Assistant | 8/18/2004 |
| PTA002085 | Dempsey, Jerry Ben, III | Physical Therapist Assistant | 8/20/2004 |
| PTA002086 | Christian, Jamie Michelle | Physical Therapist Assistant | 8/20/2004 |
| PTA002087 | Bellew, Rick D. | Physical Therapist Assistant | 8/23/2004 |
| PTA002088 | Flowers, Karen Evans | Physical Therapist Assistant | 8/23/2004 |
| PTA002089 | Shah, Gira Arya | Physical Therapist Assistant | 8/24/2004 |
| PTA002090 | Westergard, Susan S. | Physical Therapist Assistant | 8/24/2004 |
| PTA002091 | Roberts, Laura Joanne | Physical Therapist Assistant | 8/26/2004 |
| PTA002092 | Salley, Amanda Raye | Physical Therapist Assistant | 8/26/2004 |
| PTA002093 | Clark, William Kyle | Physical Therapist Assistant | 8/27/2004 |
| PTA002094 | Ezell, Joyce Ann | Physical Therapist Assistant | 8/27/2004 |
| PTA002095 | Parrish, Dana L. | Physical Therapist Assistant | 9/2/2004 |
| PTA002096 | LaHart, Thomas Gordon | Physical Therapist Assistant | 9/9/2004 |
| PTA002097 | Dougherty, Martha Anne | Physical Therapist Assistant | 9/10/2004 |
| PTA002098 | Robinson, Sonya L. | Physical Therapist Assistant | 9/14/2004 |
| PTA002099 | Hull, Alice Arlene | Physical Therapist Assistant | 9/15/2004 |
| PTA002100 | Ghaffar, Khizran | Physical Therapist Assistant | 9/21/2004 |
| PTA002101 | Hecht, Tracy Lynn | Physical Therapist Assistant | 9/27/2004 |
| PTA002102 | Baumberger, Vivian Elizabeth | Physical Therapist Assistant | 10/7/2004 |

Letter from Jeff Lewandowski, P.T.: Dry Needling: Mr. Freemyer made a motion to send Mr. Lewandowski the “No Legal Advice Letter”, and advise that from the information submitted, it does not appear to be prohibited by the statute. Mr. Friedman seconded the motion and it was approved by the Board.

E-mail submitted by Marilyn Collari of State Farm Insurance: EMG: Ms. Portee made a motion to advise that EMG is not prohibited by statute. The motion was seconded by Mr. Freemyer and approved by the Board.

E-mail from Mary Connell, P.T.: Mr. Friedman made a motion to **send** Ms. Connell the “No Legal Advice Letter”, and refer her to Rule 490-5-.01(2) and (3). The motion was seconded by Ms. Portee and approved by the Board.

E-mail from Ms. Eskew Capps: Wellness & Prevention Activities: Ms. Willis made a motion to **draft** a new rule for review by the Board attorney. The motion was seconded by Mr. Freemyer and approved by the Board.

Draft Amendments to rule 490-2-.09, Licensure: Endorsement: Mr. Freemyer made a motion to **refer** this item to the Board attorney for advice. The motion was seconded by Ms. Portee and approved by the Board.

E-mail from Mrs. Martin regarding administratively approval of training permits: The Board **tabled** this item until the next meeting.

Mr. Friedman motioned, Ms. Willis seconded, and the Board voted to enter into **EXECUTIVE SESSION** in accordance with O.C.G.A. §43-1-2(k) and §43-1-19(h)(2) to deliberate on applications, disciplinary matters, and to receive information on enforcement, cognizant, and attorney general reports. Voting in favor of the motion were those present who included Board members Eskew Capps, Rosenbaum, Freemyer and Portee. The Board concluded **Executive Session** in order to vote on these matters and to continue with the public session.

PT Exam Application submitted by J.D.S.: The Board voted to **table** this item until advice was received from the Board attorney.

Rule waiver submitted by PT Reinstatement Applicant M.E.M.: Mr. Freemyer motioned, Ms. Rosenbaum seconded, and the Board voted to **deny** the request for a waiver of the continuing competency requirements.

Request for Traineeship Permit submitted by PTA Reinstatement Applicant R.L.P.: Ms. Willis motioned, Ms. Portee seconded, and the Board voted to **approve** the traineeship permit. The Board further requested that the applicant be cautioned against using the term P.T. Tech.

Plan of Further Study submitted by PT Applicant C.D.C.: Ms. Portee made a motion to **approve** the plan upon receipt of proof that the course submitted was completed. The motion was seconded by Ms. Rosenbaum and approved by the Board.

Additional conviction information submitted by PTA Applicant R.H.: Ms. Willis made a motion to **refer** to the A.G.'s office for an OMPE order. The exam should be completed within 60 days and performed by a practitioner specializing in addictionology. The motion was seconded by Ms. Portee and approved by the Board.

Traineeship Permit request submitted by PT Exam Applicant E.B.A.: Mr. Friedman motioned, Ms. Rosenbaum seconded, and the Board voted to **approve** the traineeship permit.

PT Endorsement application submitted by K.L.M.: Ms. Portee motioned, Ms. Willis seconded, and the Board voted to **approve** the application.

OTHER ITEMS:

Rule Waiver Request submitted by J.M.: Ms. Willis made a motion to **approve** the request for the PTA to continue practicing at the Federal Installation. The motion was seconded by Mr. Friedman and approved by the Board.

Plan of Further Study submitted by C.M.G.: Mr. Freemyer made a motion to **deny** the plan. The motion was seconded by Ms. Portee and approved by the Board.

PT Exam Application submitted by D.G.: Mr. Friedman made a motion to **approve** the application. The motion was seconded by Ms. Willis and approved by the Board.

PTA Endorsement Application submitted by J.F.G.: Ms. Portee made a motion to **deny** the application. The motion was seconded by Ms. Rosenbaum and approved by the Board.

OTHER BUSINESS:

- The Board requested that a copy of Camile McIntosh-Gray's Cease & Desist Order be mailed to the Medicare and Medicaid office.
- The Board nominated Andy Ellis to serve as the Cognizant member.
- Ms. Eskew Capps and Ms. Portee provided a report from the FSBPT Annual Meeting.
- The Board requested that a review of the Jurisprudence Exam be scheduled with the Exam Section.
- The Board would like to consider developing an Objective Structural Clinical Exam.
- The Board would like to request someone from the FCCPT to come meet with the Board to discuss the credentials evaluation process.

There being no further business to come before the Board, the meeting was adjourned at 3:00 P.M. on October 19, 2004.

Minutes prepared by: Lea Williams, Board Secretary

Reviewed/Edited by: Anita O. Martin, Executive Director

Sandra Eskew Capps, P.T.
Board President

Mollie L. Fleeman
Division Director

**NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS TO THE GEORGIA
STATE BOARD OF PHYSICAL THERAPY RULES 490-2-.02, LICENSURE:
EXAMINATION. AMENDED., AND
NOTICE OF PUBLIC HEARING.**

TO ALL INTERESTED PERSONS AND PARTIES

Notice is hereby given that pursuant to the authority set forth below, the Georgia State Board of Physical Therapy (hereinafter "Board") proposes amendments to the Georgia State Board of Physical Therapy Rules, Rule 490-2-.02, Licensure: Examination. Amended.

The proposed rule amendments clarify information pertaining to licensure and examination requirements.

This notice, together with an exact copy of the proposed rule amendments and a synopsis of the proposed rule amendments, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendments, and a synopsis of the proposed rule amendments may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia State Board of Physical Therapy Web page at <http://www.sos.state.ga.us/plb/pt>. Copies may also be requested by contacting the Georgia State Board of Physical Therapy office at 478-207-1686.

A public hearing is scheduled to be held at 9:00 a.m. on January 18, 2005 in the Office of the Secretary of State, Professional Licensing Boards Division, located at 237 Coliseum Drive, Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendments. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing.

Written comments are welcomed. To ensure their consideration, written comments must be received on or before January 11, 2005. Written comments should be addressed to Mollie L. Fleeman, Division Director, Professional Licensing Boards Division, Georgia State Board of Physical Therapy, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-207-1699.

The proposed rule amendments will be considered for adoption by the Georgia State Board of Physical Therapy at its meeting scheduled to begin at 9:05 a.m. on January 18, 2005 at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. The proposed rule amendments are proposed for adoption pursuant to authority contained in The Georgia State Board Of Physical Therapy Act O.C.G.A. §§ _____.

At its meeting on October 19, 2004 the Georgia State Board of Physical Therapy voted that the formulation and adoption of these rules do not impose regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ _____.

Additionally, at its meeting the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§ _____ to adopt or implement differing actions for businesses as listed at O.C.G.A. §50-13-4(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of Physical Therapy.

For further information, contact the Board office at 478-207-1686.

This notice is given in compliance with Section 4(a)(1) of the Georgia Administrative Procedures Act (O.C.G.A. §50-13-4).

This ____ day of _____, 2004

Mollie L. Fleeman
Division Director

Posted: _____

**SYNOPSIS OF PROPOSED REVISIONS TO THE
GEORGIA STATE BOARD OF PHYSICAL THERAPY RULES FOR
490-2-.02, LICENSURE: EXAMINATION. AMENDED.**

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE
PROPOSED AMENDMENTS TO THE
GEORGIA STATE BOARD OF PHYSICAL THERAPY RULES FOR 490-2-.02,
LICENSURE: EXAMINATION. AMENDED.**

Purpose: The purpose of the proposed rule amendment is to clarify information pertaining to licensure and examination requirements.

Main Features: The main feature of the proposed rule amendment is to clarify information pertaining to licensure and examination requirements.

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

490-2-.02 Licensure: Examination. Amended.

(1) All physical therapists and physical therapist assistants are required to submit a completed application, the appropriate fee, and pass a written examination for licensure to practice the profession in Georgia except as provided for in O.C.G.A. Sec. 43-33-15. The Board may at its discretion grant a license to an applicant who has previously taken and completed, within the requirements as set by the Board, the examination required. ~~In addition, the Board may require all applicants for licensure to pass an examination on the "Laws Governing the Practice of Physical Therapy in Georgia" and "Rules of the Georgia State Board of Physical Therapy."~~

(a) All applicants who are graduates of APTA Commission on Accreditation in Physical Therapy Education (CAPTE) Accredited schools and are applying for licensure must submit: ~~to the Board an official transcript with school seal affixed showing degree awarded and date of graduation no less than five (5) working days before the scheduled examination.~~

1. passing scores from the national licensing examination; and

2. passing scores from examination on the laws governing the practice of physical therapy in Georgia and the rules of the Georgia State Board of Physical Therapy; and

3. official transcript from the institution granting the entry level degree in physical therapy or physical therapist assistant indicating the date of graduation.

(b) Verification of licensure in all states in which the licensure candidate holds a license or has ever held a license may be conducted by board staff.

~~(b) All foreign educated applicants from schools that are not accredited by APTA, or approved by the Board, must submit credentials prescribed by the Board in order to be approved to take the licensing examination:~~

~~1. Transcripts must be mailed to a credential evaluation agency, acceptable to the Board, to determine if the professional instruction is substantially equal to that of the United States~~

~~educated therapists. The credentialing evaluation agency shall send its evaluation and a copy of the official transcript directly to the Board. A list of credentialing agencies acceptable to the Board shall be included in each application packet. Additional lists may be obtained from the Board office.~~

~~2. Proof of licensure/certification/registration, that is current and in good standing, to practice physical therapy, or proof of appropriate designation to practice physical therapy that is current and in good standing, in the country of residence must be submitted.~~

~~3. Applicants educated in a non-English speaking physical therapy program must take and receive a passing score on three (3) Language Proficiency Examinations to include Test of Spoken English (TSE): Passing Score—50, Test of English as a Foreign Language (TOEFL): Passing score—560; and Test of Written English (TWE): Passing score—4.5 before being allowed to sit for the licensure exam. Score results must be submitted to the Board.~~

~~4. Applicants educated in an English speaking physical therapy program must have a school official submit an official letter to the Board attesting that the physical therapy curriculum was taught in English.~~

~~(c) Applicants training trained in a foreign physical therapy program that is accredited by APTA or approved by the Board, do not have to submit a credentials examination.~~

O.C.G.A. §§ _____

**NOTICE OF INTENT TO REPEAL A RULE OF THE GEORGIA STATE BOARD OF
PHYSICAL THERAPY RULES CHAPTER
490-2, RULE 490-2-.03,. BOARD ACTION UPON APPLICATION FOR REGISTRATION.
AMENDED., AND TO ADOPT A NEW RULE TO BE TITLED LICENSURE: FOREIGN-
EDUCATED APPLICANTS., AND
NOTICE OF PUBLIC HEARING.**

TO ALL INTERESTED PERSONS AND PARTIES

Notice is hereby given that pursuant to the authority set forth below, the Georgia State Board of Physical Therapy (hereinafter "Board") proposes to repeal Rule 490-2-.03 and adopt a new Rule 490-2-.03 to be titled Licensure: Foreign Educated Applicants.

The proposed rule amendment provides the licensure requirements for foreign-educated applicants.

This notice, together with an exact copy of the proposed rule amendment and a synopsis of the proposed rule amendment, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendments, and a synopsis of the proposed rule amendments may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia State Board of Physical Therapy Web page at <http://www.sos.state.ga.us/plb/pt>. Copies may also be requested by contacting the Georgia State Board of Physical Therapy office at 478-207-1686.

A public hearing is scheduled to be held at 9:00 a.m. on January 18, 2005 in the Office of the Secretary of State, Professional Licensing Boards Division, located at 237 Coliseum Drive, Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendments. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing.

Written comments are welcomed. To ensure their consideration, written comments must be received on or before January 11, 2005. Written comments should be addressed to Mollie L. Fleeman, Division Director, Professional Licensing Boards Division, Georgia State Board of Physical Therapy, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-207-1699.

The proposed rule amendments will be considered for adoption by the Georgia State Board of Physical Therapy at its meeting scheduled to begin at 9:05 a.m. on January 18, 2005 in the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. The proposed rule amendments are proposed for adoption pursuant to authority contained in The Georgia State Board Of Physical Therapy Act O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-33-10, 43-33-12, 43-33-13, 43-33-14, 43-33-15, and 43-33-18.

At its meetings on October 19, 2004 the Georgia State Board of Physical Therapy voted that the formulation and adoption of these rules do not impose regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-33-10, 43-33-12, 43-33-13, 43-33-14, 43-33-15, and 43-33-18.

Additionally, at these meetings the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-33-10, 43-33-12, 43-33-13, 43-33-14, 43-33-15, and 43-33-18 to adopt or implement differing actions for businesses as listed at O.C.G.A. §50-13-4(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of Physical Therapy.

For further information, contact the Board office at 478-207-1686.

This notice is given in compliance with Section 4(a)(1) of the Georgia Administrative Procedures Act (O.C.G.A. §50-13-4).

This ____ day of _____, 2004

Mollie L. Fleeman
Division Director

Posted: _____

**SYNOPSIS OF PROPOSED REVISIONS TO THE
GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR
490-2-.03, BOARD ACTION UPON APPLICATION FOR REGISTRATION TO BE
TITLED LICENSURE: FOREIGN-EDUCATED APPLICANTS. AMENDED**

Purpose: The purpose of the proposed rule amendment is to outline the licensure requirements for foreign-educated applicants.

Main Feature: The main feature of the proposed rule amendment is to outline the licensure requirements for foreign-educated applicants.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE
PROPOSED AMENDMENT TO THE GEORGIA STATE BOARD OF PHYSICAL
THERAPY RULE 490-2-.02, BOARD ACTION UPON APPLICATION FOR
REGISTRATION TO BE TITLED LICENSURE: FOREIGN-EDUCATED APPLICANTS.
AMENDED**

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

~~490-2-.03 Board Action Upon Application for Registration. Amended.~~

~~Application or registration shall be acted upon by the Board when the required fee for registration and all credentials are in the hands of the Board. Applicants qualified for the examination will be notified of the time, place to appear and date.~~

(1) All applicants who are graduates of educational programs conducted in a foreign country that are not accredited by CAPTE and approved by the Board must submit credentials prescribed by the Board in order to be considered for approval to take the licensing examination.

(a) Transcripts must be evaluated by a credential evaluation agency approved by the Board, to determine if the professional instruction is substantially equivalent to that of entry-level United States-educated therapists. The credentialing evaluation agency shall send its evaluation and a copy of the official transcript directly to the Board. A list of credentialing agencies approved by the Board shall be included in each application packet. Additional lists may be obtained from the Board office.

(b) Proof of licensure/certification/registration, that is current and in good standing, to practice physical therapy, or proof of appropriate eligibility to practice physical therapy, in the country of education must be submitted.

(c) Verification of licensure/certification/registration in all jurisdictions in which the candidate holds or has ever held a license/certification/registration must be submitted.

(d) Applicants educated in a non-English speaking physical therapy program must take and receive passing scores on three (3) language proficiency examinations to include the Test of Spoken English (TSE): passing score of 50; Test of English as a Foreign Language (TOEFL): passing score of 560 pencil & paper/220 computerized; and Test of Written English (TWE):

passing score of 4.5, before being allowed to sit for the licensure examination. Official score results must be submitted to the Board.

(e) Applicants educated in an English speaking physical therapy program must have a school official submit an official letter to the Board attesting that the physical therapy curriculum was taught in English.

(f) All foreign-educated applicants must complete a Board-approved traineeship consisting of a minimum of 480 hours, which must be completed within three (3) months of the issuance of the traineeship permit.

(2) Applicants educated in a foreign physical therapy program that is accredited by CAPTE and approved by the Board, do not have to submit a credentials evaluation and must meet the conditions of Board Rule 490-2-.02.

O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-33-10, 43-33-12, 43-33-13, 43-33-14, 43-33-15, and 43-33-18.

**NOTICE OF INTENT TO ADOPT A PROPOSED AMENDMENT TO THE GEORGIA
STATE BOARD OF PHYSICAL THERAPY RULES CHAPTER
490-2, RULE 490-2-.04, TRAINING PERMITS., AND
NOTICE OF PUBLIC HEARING.**

TO ALL INTERESTED PERSONS AND PARTIES

Notice is hereby given that pursuant to the authority set forth below, the Georgia State Board of Physical Therapy (hereinafter "Board") proposes amendments to the Georgia State Board of Physical Therapy Rules, Chapter 490-2, Rule 490-2-.04 Training Permits.

The proposed rule amendment provides the requirements for a training permit.

This notice, together with an exact copy of the proposed rule amendment and a synopsis of the proposed rule amendment, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendments, and a synopsis of the proposed rule amendments may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia State Board of Physical Therapy Web page at <http://www.sos.state.ga.us/plb/pt>. Copies may also be requested by contacting the Georgia State Board of Physical Therapy office at 478-207-1686.

A public hearing is scheduled to be held at 9:00 a.m. on January 18, 2005 in the Office of the Secretary of State, Professional Licensing Boards Division, located at 237 Coliseum Drive, Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendments. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing.

Written comments are welcomed. To ensure their consideration, written comments must be received on or before January 11, 2005. Written comments should be addressed to Mollie L. Fleeman, Division Director, Professional Licensing Boards Division, Georgia State Board of Physical Therapy, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-207-1699.

The proposed rule amendments will be considered for adoption by the Georgia State Board of Physical Therapy at its meeting scheduled to begin at 9:05 a.m. on January 18, 2005 in the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. The

proposed rule amendments are proposed for adoption pursuant to authority contained in The Georgia State Board Of Physical Therapy Act O.C.G.A. §§ 43-33-10 and 43-33-17.

At its meeting on October 19, 2004 the Georgia State Board of Physical Therapy voted that the formulation and adoption of these rules do not impose regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-33-10 and 43-33-17.

Additionally, at these meetings the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-33-10 and 43-33-17 to adopt or implement differing actions for businesses as listed at O.C.G.A. §50-13-4(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of Physical Therapy.

For further information, contact the Board office at 478-207-1686.

This notice is given in compliance with Section 4(a)(1) of the Georgia Administrative Procedures Act (O.C.G.A. §50-13-4).

This ____ day of _____, 2004

Mollie L. Fleeman
Division Director

Posted: _____

**SYNOPSIS OF PROPOSED REVISIONS TO THE
GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR
490-2-.04, TRAINING PERMITS.**

Purpose: The purpose of the proposed rule amendment is to outline the requirements for a training permit.

Main Feature: The main feature of the proposed rule amendment is to outline the requirements for a training permit.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE
PROPOSED AMENDMENT TO THE GEORGIA STATE BOARD OF PHYSICAL
THERAPY RULE 490-2-.04, TRAINING PERMITS.**

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

490-2-.04 Training Permits.

(1) A training permit may be issued pursuant to O.C.G.A., 43-33-10, 43-33-12 and 43-33-13 of the Georgia Physical Therapy Act to a qualified applicant following Board approval of a properly submitted application.

(a) Qualified applicants are:

1. individuals who have not failed the licensing examination in this or any other jurisdiction; and
2. unlicensed graduates of entry level programs for physical therapists or physical therapist assistants accredited by a recognized accrediting agency approved by the Board;
or

3. foreign-educated physical therapists who are deemed eligible by the Board to take the licensing examination; or

4. applicants for relicensure, who have been unlicensed in this jurisdiction and have not practiced for more than two (2) years; or

5. applicants for relicensure who have been unlicensed in this jurisdiction five (5) years and who have been approved to take the licensing examination within 30 days of satisfactory completion of this traineeship.

2. The validity of any training permit is subject to the following conditions:

(a) A training permit will not be issued, reissued or renewed for any applicant who has failed the licensing examination in this or any other jurisdiction, until the licensing examination has been successfully passed.

(b) A training permit may be valid for any time period approved by the Board not to exceed six (6) months, unless the training permit becomes invalid as provided in this rule.

(c) A training permit shall become invalid and must be returned to the Board office by the trainee immediately:

1. On the date the examination is scheduled if the applicant fails to appear to take the examination; or

2. On the date the applicant is notified by letter that he/she has failed the examination; or

3. Any time the applicant does not exhibit satisfactory performance.

(d) A training permit may be renewed one time, for no more than six (6) months, upon written request and with approval of the Board, and only for one good and exceptional reasons as determined by the Board. Failure to pass the licensing examination is not

~~considered a good and exceptional reason. For purposes of this rule, good and exceptional reasons include but are not limited to:~~

- ~~1. Death of an immediate family members; or~~
- ~~2. Illness or incapacitation of the applicant or immediate family member (a physician's statement is required); or~~
- ~~3. Jury duty (proof required); or~~
- ~~4. To cover a time lag between completion of the initial training permit and satisfactory passage of the next licensing examination.~~

~~(e) An approved training permit which is not used must be returned to the Board by the trainee with a brief explanation of why it was not used.~~

~~(3) Guidelines for traineeships for unlicensed graduates of entry level programs for physical therapists and physical therapist assistants accredited by a recognized accrediting agency approved by the Board; and traineeships for graduates of physical therapist and physical therapist assistant programs not accredited by an approved accrediting agency who are deemed eligible by the Board to take the licensing examination within 45 days of approval of the training permit:~~

~~(a) Unlicensed graduates of entry level programs for physical therapists or physical therapist assistants accredited by a recognized accrediting agency approved by the Board must be scheduled to take the licensing examination within 45 days of the start of the traineeship. Physical therapists and physical therapist assistants who are graduates of programs not accredited by an approved accrediting agency and who are deemed eligible by the Board must schedule the licensing examination within 30 days of satisfactory completion of the traineeship.~~

~~(b) Applications.~~

~~1. Applications are a notarized training permit application form from the primary trainee supervisor specifying:~~

- ~~(i) the name and license number of the primary trainee supervisor, who will be responsible for the conduct of the traineeship as defined under section (c) of this document; and~~
- ~~(ii) the name and license number of any alternate supervisor(s), (no more than 2), who may substitute for the primary supervisor as defined under section (c) of this document; and~~
- ~~(iii) the name, address, phone and fax number of all sites where the trainee and supervisor may be working during the course of the traineeship; and~~
- ~~(iv) the effective dates of the traineeship; and~~
- ~~(v) acceptance of responsibility for trainee supervision and completion of the performance evaluation; and~~
- ~~(vi) type of facility.~~

~~(c) Supervision.~~

~~1. The primary supervisor named on the training permit application holds full responsibility for direct, continuous, on-site supervision of the trainee at all times. The primary supervisor must assure that the trainee does not perform any patient care activities in his/her absence.~~

~~2. The primary supervisor is responsible for terminating the traineeship immediately upon notification of the failure of the trainee to take the licensing examination when scheduled or of the trainee's failure of the licensing examination.~~

3. ~~A named alternate supervisor, who has signed the initial application, may substitute for the primary supervisor under emergency situations such as temporary illness or incapacitation.~~
4. ~~If an alternate supervisor assumes the role of the primary supervisor for any reason, the Board must be notified immediately in writing by the alternate supervisor.~~
5. ~~If the primary supervisor cannot continue for any reason, and no alternate supervisor was approved in the initial application, the traineeship must be terminated and practice must cease. The training permit must be returned to the Board and a new application submitted.~~
6. ~~Primary and alternate supervisors must be physical therapists licensed in good standing, under T. 43, Chapter 33 and who have practiced full time for not less than one continuous year or the equivalent of one (1) year in the past three (3) years. If any supervisor has not practiced in this state for one continuous year, information about licensure and employment in another state must be provided.~~
7. ~~The primary supervisor must evaluate trainee performance on an ongoing basis in the following areas:~~
 - ~~(i) evaluation skills;~~
 - ~~(ii) treatment skills;~~
 - ~~(iii) documentation;~~
 - ~~(iv) written, oral and non-verbal communication skills;~~
 - ~~(v) compliance with safety requirements, ethical and legal standards and professional behavior at all times;~~
 - ~~(vi) compliance with the rules and laws in the State of Georgia governing the practice of physical therapy;~~
 - ~~(vii) ability to be a contributing member of the health care system.~~
8. ~~The primary supervisor must notify the Board of any unsatisfactory performance. An unsatisfactory performance may lead to termination of the training permit at the discretion of the Board and may influence the granting of a license regardless of the score on the examination.~~
9. ~~The supervising therapist(s) will supervise no more than two (2) trainees during any one time period.~~
10. ~~Applicants from an educational program not accredited by an agency approved by the Board must successfully complete a three (3) months traineeship and must schedule the licensure examination within 30 days of satisfactory completion of the traineeship. Upon appropriate request the traineeship maybe extended until the results of this licensing examination is reported to the Board.~~
 - ~~(i) The primary supervisor must submit a performance evaluation at the end of the three (3) months traineeship.~~
11. ~~The training permit, of an unlicensed graduates of entry level programs for physical therapists and physical therapist assistants accredited by a recognized accrediting agency approved by the Board will be automatically terminated when the applicant passes the licensing examination and the license is issued.~~
 - ~~(4) Guidelines for training permits for applicants for relicensure:~~
 - ~~(a) Applicants must satisfactorily complete a traineeship of a least 2 months. The traineeship will remain in effect until a license is issued or the traineeship becomes invalid as defined above.~~

~~(b) Application.~~

~~1. Applications are a notarized training permit application form from the primary trainee supervisor and specifying:~~

- ~~(i) the name and license number of the primary trainee supervisor, who will be responsible for the conduct of the traineeship as defined under section (c) of this document; and~~
- ~~(ii) the name and license number of any alternate supervisor(s) who may substitute for the primary supervisor as defined under section (c) of this document; and~~
- ~~(iii) the name, address, phone and fax numbers of all sites where the trainee and supervisor may be working during the course of the traineeship, and~~
- ~~(iv) the effective dates of the traineeship; and~~
- ~~(v) acceptance of responsibility for trainee supervision and completion of the performance evaluation; and~~
- ~~(vi) termination of the traineeship as defined herein; and~~
- ~~(vii) type of facility.~~

~~(c) Supervision.~~

~~1. The primary supervisor named on the training permit application holds full responsibility for direct, continuous, on-site supervision of the trainee at all times. The primary supervisor must assure that the trainee does not perform any patient care activities in his/her absence.~~

~~2. A named alternate supervisor, who has signed the initial application, may substitute for the primary supervisor under emergency situations such as temporary illness or incapacitation.~~

~~3. If an alternate supervisor assumes the role of the primary supervisor for any reason, the Board must be notified immediately.~~

~~4. If the primary supervisor cannot continue for any reason and no alternate supervisor was named in the initial application, the training permit must be returned to the Board and a new application submitted.~~

~~5. Primary and alternate supervisors must be physical therapists licensed in good standing under T. 43, Chapter 33 and who have practiced full time for not less than one continuous year or the equivalent of one (1) year in the past three (3) years. If any supervisor has not practiced in this State for one continuous year, information about licensure and employment in another state must be provided.~~

~~6. The primary supervisor must evaluate trainee performance on an ongoing basis in the following areas:~~

- ~~(i) evaluation skills;~~
- ~~(ii) treatment skills;~~
- ~~(iii) documentation;~~
- ~~(iv) written, oral and non-verbal communication skills;~~
- ~~(v) compliance with safety requirements, ethical and legal standards and professional behavior at all times;~~
- ~~(vi) compliance with the rules and laws in the State of Georgia governing the practice of physical therapy;~~
- ~~(vii) ability to be a contributing member of the health care system.~~

~~7. The primary supervisor must notify the Board of any unsatisfactory performance. An unsatisfactory performance may lead to termination of the training permit at the~~

~~discretion of the Board.~~

~~8. The primary supervisor is responsible for immediately terminating the traineeship on being notified that the trainee has failed the licensing examination.~~

~~9. The supervising therapist(s) will supervise no more than two trainees during any one time period.~~

~~(d) A license will be issued only:~~

~~1. after the licensing examination has been passed for those applying for reinstatement who have not actively practiced in five (5) years; and~~

~~2. a traineeship of at least two (2) months has been satisfactorily completed; and~~

~~3. the completed training permit and final evaluation is returned to the Board.~~

(1) A training permit may be issued pursuant to O.C.G.A. §§ 43-33-10, 43-33-12, and 43-33-13 of the Georgia Physical Therapy Act to a qualified applicant following Board approval of a properly submitted application.

(a) Qualified applicants are

1. individuals who have not failed the licensing examination in this or any other jurisdiction; and

2. unlicensed graduates of entry level programs for physical therapists or physical therapy assistants from a CAPTE-accredited school; or

3. foreign-educated physical therapists who are deemed eligible by the Board to take the licensing examination; or

4. applicants for reinstatement, who have been unlicensed in this jurisdiction and have not practiced for two (2) or more years; or

5. applicants for reinstatement who have been unlicensed in this jurisdiction for five (5) or more years and who have been approved to take the licensing examination within 30 days of satisfactory completion of this traineeship.

6. able to initiate a traineeship program in the State of Georgia within three months of issuance of such permit.

(b) Initial Applications and Reinstatement Applications

1. A notarized training permit application form must be submitted by the trainee's supervisor specifying:

(i) the name and license number of the trainee supervisor, who will be responsible for the conduct of the traineeship as defined under section (f) of this rule; and

(ii) the name, address, phone, fax number and e-mail address of all sites where the trainee and supervisor may be working during the course of the traineeship; and

(iii) the effective dates of the traineeship; and

(iv) acceptance of responsibility for trainee supervision and completion of the performance evaluation; and

(v) termination of the traineeship as defined herein; and

(vi) type of facility.

(c) Renewal

1. A training permit may be renewed one time, for no more than six (6) months, upon written request and with approval of the Board, and only for one good and exceptional reason as determined by the Board. Failure to pass the licensing examination is not considered a good and exceptional reason. For purposes of this rule, good and exceptional reasons include but are not limited to:

- (i) Death of an immediate family member; or
- (ii) Illness or incapacitation of the applicant or immediate family member (a physician's statement is required); or
- (iii) Jury duty (proof required); or
- (d) Validity of Permit

1. The validity of any training permit is subject to the following conditions:

- (i) A training permit will not be issued, reissued or renewed for any applicant who has failed the licensing examination in this or any other jurisdiction until the licensing examination has been successfully passed.
- (ii) An approved training permit which is not used must be returned to the Board by the trainee with a brief explanation of why it was not used.
- (iii) A training permit may be valid for any time period approved by the Board not to exceed six (6) months, unless the training permit becomes invalid as provided in this rule.
- (iv) A training permit shall become invalid and must be returned to the Board office by the trainee immediately:
 - (I) On the date the applicant is notified by letter that he/she has failed the examination; or
 - (II) Any time the applicant does not exhibit satisfactory performance.

(e) Traineeship Permit Time Requirement

1. The training permit, of an unlicensed graduate of entry level programs for physical therapist and physical therapist assistants ,whether from a CAPTE or non CAPTE-accredited school must successfully complete a minimum of 480 hours within a three (3) month period. At the end of the traineeship period and upon receipt of a final performance evaluation, the applicant will be approved to sit for the licensing examination.

(f) Supervision

1. The supervisor named on the training permit application holds full responsibility for direct, continuous, on-site supervision of the trainee at all times. The supervisor must assure that the trainee does not perform any patient care activities in his/her absence.

2. If the supervisor cannot continue for any reason, the traineeship must be terminated and practice must cease. The training permit must be returned to the Board and a new application submitted.

3. The supervisor must be a licensed physical therapist in good standing, under T. 43, Chapter 33 and who has practiced full time for not less than one continuous year.

4. If any supervisor has not practiced in this state for one continuous year, information about licensure and employment in another state must be provided.

5. The supervisor must evaluate trainee performance on an ongoing basis in the following areas:

- (i) evaluation skills;
- (ii) treatment skills;
- (iii) documentation;
- (iv) written, oral and non-verbal communication skills;
- (v) compliance with safety requirements, ethical and legal standards and professional behavior at all times;
- (vi) compliance with the rules and laws in the State of Georgia governing the practice of physical therapy;
- (vii) ability to be a contributing member of the health care system.

6. The supervisor must notify the Board of any unsatisfactory performance.

7.The supervising therapist(s) will supervise no more than two (2) trainees during any one time period.

8. The supervisor must submit a performance evaluation at the end of the traineeship period.

O.C.G.A. §§ 43-33-10 and 43-33-17.

490-2-.08 Practical and Oral Examinations. Amended.

In addition to the national physical therapy examination, the Board has the right to require a practical and/or oral examination in cases where the Board deems it necessary to establish the qualifications of an individual.

O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-33-10, 43-33-12, 43-33-13, 43-33-14, 43-33-15, and 43-33-18.